

AMENDED IN ASSEMBLY AUGUST 21, 2014

AMENDED IN ASSEMBLY AUGUST 18, 2014

AMENDED IN ASSEMBLY AUGUST 4, 2014

AMENDED IN ASSEMBLY JUNE 17, 2014

AMENDED IN ASSEMBLY JUNE 10, 2014

AMENDED IN SENATE MAY 27, 2014

AMENDED IN SENATE MAY 5, 2014

AMENDED IN SENATE MARCH 12, 2014

SENATE BILL

No. 844

Introduced by Senator Pavley

**(Coauthors: Senators Anderson, Block, Correa, De León,
DeSaulnier, Hancock, Leno, and Padilla)**

**(Coauthors: Assembly Members Dickinson, Garcia, Gatto, and
Wieckowski)**

January 8, 2014

An act to amend Sections 9082.7 and 9086 of the Elections Code, and to amend Section 88002 of the Government Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

SB 844, as amended, Pavley. Elections: ballot measure contributions.

Existing law requires each campaign committee formed or existing primarily to support or oppose a statewide ballot measure to file with the Secretary of State periodic reports identifying the sources and amounts of contributions received during specified periods. Existing

law, including the Political Reform Act of 1974, also specifies information required to be included in the state ballot pamphlet for each statewide ballot measure to be voted upon.

This bill would require the Secretary of State to create an Internet Web site, or use other available technology, to consolidate information about each ballot measure in a manner that is easy for voters to access and understand. The Internet Web site would be required to include a summary of each ballot measure, the total amount of reported contributions made to support or oppose a ballot measure, and a list of a committee's top 10 contributors, as specified. The bill would require the state ballot pamphlet to include for each ballot measure a printed statement that refers voters to the Secretary of State's Internet Web site for a list of committees primarily formed to support or oppose a ballot measure, and information on how to access the committee's top 10 contributors.

This bill would incorporate additional changes in Section 9082.7 of the Elections Code proposed by SB 1253, that would become operative only if SB 1253 and this bill are both chaptered and become effective on or before January 1, 2015, and this bill is chaptered last. *The bill would, contingent upon the enactment of SB 1442, incorporate additional changes.*

The Political Reform Act of 1974, an initiative measure, generally provides that the Legislature may amend the act to further the act's purposes upon a $\frac{2}{3}$ vote of each house and compliance with specified procedural requirements. The act also provides that, notwithstanding this requirement, the Legislature may add to the ballot pamphlet information regarding candidates or other information.

This bill, which would permit or require additional information to be included in the ballot pamphlet, would therefore require a majority vote.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9082.7 of the Elections Code is amended
- 2 to read:
- 3 9082.7. (a) The Secretary of State shall make available the
- 4 complete state ballot pamphlet over the Internet. The online version
- 5 of the state ballot pamphlet shall contain all of the following:

1 (1) For each candidate listed in the pamphlet, a means to access
2 campaign contribution disclosure reports for the candidate that are
3 available online.

4 (2) For each state ballot measure listed in the pamphlet, a means
5 to access the consolidated information specified in subdivision
6 (b).

7 (b) The Secretary of State shall create an Internet Web site, or
8 use other available technology, to consolidate information about
9 each state ballot measure in a manner that is easy for voters to
10 access and understand. The information shall include all of the
11 following:

12 (1) A summary of the ballot measure's content.

13 (2) The total amount of reported contributions made in support
14 of and opposition to the ballot measure, calculated and updated as
15 follows:

16 (A) (i) The total amount of contributions in support of the ballot
17 measure shall be calculated by adding together the total amounts
18 of contributions made in support of the ballot measure and reported
19 in semiannual statements required by Section 84200 of the
20 Government Code, preelection statements required by Section
21 84200.5 of the Government Code, campaign statements required
22 by Section 84202.3 of the Government Code, and late contribution
23 reports required by Section 84203 of the Government Code; that
24 are reported within 16 days of the election at which the measure
25 will appear on the ballot.

26 (ii) The total amount of contributions in opposition to the ballot
27 measure shall be calculated by adding together the total amounts
28 of contributions made in opposition to the ballot measure and
29 reported in semiannual statements required by Section 84200 of
30 the Government Code, preelection statements required by Section
31 84200.5 of the Government Code, campaign statements required
32 by Section 84202.3 of the Government Code, and late contribution
33 reports required by Section 84203 of the Government Code; that
34 are reported within 16 days of the election at which the measure
35 will appear on the ballot.

36 (iii) For purposes of determining the total amount of reported
37 contributions pursuant to this subparagraph, the Secretary of State
38 shall, to the extent practicable with respect to committees primarily
39 formed to support or oppose a ballot measure, do both of the
40 following:

1 (I) Ensure that transfers of funds between primarily formed
2 committees are not counted twice.

3 (II) Treat a contribution made to a primarily formed committee
4 that supports or opposes more than one state ballot measure as if
5 the total amount of that contribution was made for each state ballot
6 measure that the committee supports or opposes.

7 (B) The total amount of reported contributions calculated under
8 this paragraph for each state ballot measure shall be updated not
9 later than five business days after receipt of a semiannual statement,
10 campaign statement, or preelection statement and not later than
11 two business days after receipt of a late contribution report within
12 16 days of the election at which the measure will appear on the
13 ballot.

14 (C) The total amount of reported contributions calculated under
15 this paragraph for each state ballot measure shall be accompanied
16 by an explanation that the contribution totals may be overstated
17 due to the inclusion of contributions made to committees
18 supporting or opposing more than one state ballot measure, as
19 required by subclause (II) of clause (iii) of subparagraph (A).

20 (3) A current list of the top 10 contributors supporting and
21 opposing the ballot measure, if compiled by the Fair Political
22 Practices Commission pursuant to subdivision (e) of Section 84223
23 of the Government Code.

24 (4) (A) A list of each committee primarily formed to support
25 or oppose the ballot measure, as described in Section 82047.5 of
26 the Government Code, and a means to access *information about*
27 the sources of funding reported for each committee.

28 (B) Information about the sources of contributions shall be
29 updated as new information becomes available to the public
30 pursuant to the Political Reform Act of 1974 (Title 9 (commencing
31 with Section 81000) of the Government Code).

32 (C) If a committee identified in subparagraph (A) receives one
33 million dollars (\$1,000,000) or more in contributions for an
34 election, the Secretary of State shall provide a means to access
35 online information about the committee's top 10 contributors
36 reported to the Fair Political Practices Commission pursuant to
37 subdivision (a) of Section 84223 of the Government Code.

38 (D) Notwithstanding paragraph (1) of subdivision (c) of Section
39 84223 of the Government Code, the Fair Political Practices
40 Commission shall automatically provide any list of top 10

1 contributors created pursuant to Section 84223 of the Government
2 Code, and any subsequent updates to that list, to the Secretary of
3 State for purposes of compliance with this section.

4 *SEC. 1.1. Section 9082.7 of the Elections Code is amended to*
5 *read:*

6 9082.7. (a) The Secretary of State shall ~~disseminate~~ *make*
7 *available* the complete state ballot pamphlet over the Internet. *The*
8 *online version of the state ballot pamphlet shall contain all of the*
9 *following:*

10 (1) *For each candidate listed in the pamphlet, a means to access*
11 *campaign contribution disclosure reports for the candidate that*
12 *are available online.*

13 (2) *For each state ballot measure listed in the pamphlet, a means*
14 *to access the consolidated information specified in subdivision*
15 *(b).*

16 (b) *The Secretary of State shall create an Internet Web site, or*
17 *use other available technology, to consolidate information about*
18 *each state ballot measure in a manner that is easy for voters to*
19 *access and understand. The information shall include all of the*
20 *following:*

21 (1) *A summary of the ballot measure's content.*

22 (2) *The total amount of reported contributions made in support*
23 *of and opposition to the ballot measure, calculated and updated*
24 *as follows:*

25 (A) (i) *The total amount of contributions in support of the ballot*
26 *measure shall be calculated by adding together the total amounts*
27 *of contributions made in support of the ballot measure and reported*
28 *in semiannual statements required by Section 84200 of the*
29 *Government Code, preelection statements required by Section*
30 *84200.5 of the Government Code, campaign statements required*
31 *by Section 84202.3 of the Government Code, and late contribution*
32 *reports required by Section 84203 of the Government Code that*
33 *are reported within 16 days of the election at which the measure*
34 *will appear on the ballot.*

35 (ii) *The total amount of contributions in opposition to the ballot*
36 *measure shall be calculated by adding together the total amounts*
37 *of contributions made in opposition to the ballot measure and*
38 *reported in semiannual statements required by Section 84200 of*
39 *the Government Code, preelection statements required by Section*
40 *84200.5 of the Government Code, campaign statements required*

1 by Section 84202.3 of the Government Code, and late contribution
2 reports required by Section 84203 of the Government Code that
3 are reported within 16 days of the election at which the measure
4 will appear on the ballot.

5 (iii) For purposes of determining the total amount of reported
6 contributions pursuant to this subparagraph, the Secretary of State
7 shall, to the extent practicable with respect to committees primarily
8 formed to support or oppose a ballot measure, do both of the
9 following:

10 (I) Ensure that transfers of funds between primarily formed
11 committees are not counted twice.

12 (II) Treat a contribution made to a primarily formed committee
13 that supports or opposes more than one state ballot measure as if
14 the total amount of that contribution was made for each state ballot
15 measure that the committee supports or opposes.

16 (B) The total amount of reported contributions calculated under
17 this paragraph for each state ballot measure shall be updated not
18 later than five business days after receipt of a semiannual
19 statement, campaign statement, or preelection statement and not
20 later than two business days after receipt of a late contribution
21 report within 16 days of the election at which the measure will
22 appear on the ballot.

23 (C) The total amount of reported contributions calculated under
24 this paragraph for each state ballot measure shall be accompanied
25 by an explanation that the contribution totals may be overstated
26 due to the inclusion of contributions made to committees supporting
27 or opposing more than one state ballot measure, as required by
28 subclause (II) of clause (iii) of subparagraph (A).

29 (3) A current list of the top 10 contributors supporting and
30 opposing the ballot measure, if compiled by the Fair Political
31 Practices Commission pursuant to subdivision (e) of Section 84223
32 of the Government Code.

33 (4) (A) A list of each committee primarily formed to support
34 or oppose the ballot measure, as described in Section 82047.5 of
35 the Government Code, and a means to access information about
36 the sources of funding reported for each committee.

37 (B) Information about the sources of contributions shall be
38 updated as new information becomes available to the public
39 pursuant to the Political Reform Act of 1974 (Title 9 (commencing
40 with Section 81000) of the Government Code).

1 (C) If a committee identified in subparagraph (A) receives one
2 million dollars (\$1,000,000) or more in contributions for an
3 election, the Secretary of State shall provide a means to access
4 online information about the committee's top 10 contributors
5 reported to the Fair Political Practices Commission pursuant to
6 subdivision (a) of Section 84223 of the Government Code.

7 (D) Notwithstanding paragraph (1) of subdivision (c) of Section
8 84223 of the Government Code, the Fair Political Practices
9 Commission shall automatically provide any list of top 10
10 contributors created pursuant to Section 84223 of the Government
11 Code, and any subsequent updates to that list, to the Secretary of
12 State for purposes of compliance with this section.

13 (c) This section shall remain in effect only until December 31
14 of the year in which the statewide Internet-based system established
15 pursuant to Section 84620 of the Government Code becomes
16 operational, as certified by the Secretary of State, and as of that
17 date is repealed.

18 SEC. 1.3. Section 9082.7 of the Elections Code is amended to
19 read:

20 9082.7. (a) The Secretary of State shall ~~disseminate~~ make
21 available the complete state ballot pamphlet over the Internet. The
22 online version of the state ballot pamphlet shall contain all of the
23 following:

24 (1) For each candidate listed in the pamphlet, a means to access
25 campaign contribution disclosure reports for the candidate that
26 are available online.

27 (2) For each state ballot measure listed in the pamphlet, a means
28 to access the consolidated information specified in subdivision
29 (b).

30 (b) The Secretary of State shall create an Internet Web site, or
31 use other available technology, to consolidate information about
32 each state ballot measure in a manner that is easy for voters to
33 access and understand. The information shall include all of the
34 following:

35 (1) A summary of the ballot measure's content.

36 (2) The total amount of reported contributions made in support
37 of and opposition to the ballot measure, calculated and updated
38 as follows:

39 (A) (i) The total amount of contributions in support of the ballot
40 measure shall be calculated by adding together the total amounts

1 of contributions made in support of the ballot measure and reported
2 in semiannual statements required by Section 84200 of the
3 Government Code, quarterly campaign statements required by
4 Section 84200.3 of the Government Code, preelection statements
5 required by Section 84200.5 of the Government Code, and late
6 contribution reports required by Section 84203 of the Government
7 Code that are reported within 16 days of the election at which the
8 measure will appear on the ballot.

9 (ii) The total amount of contributions in opposition to the ballot
10 measure shall be calculated by adding together the total amounts
11 of contributions made in opposition to the ballot measure and
12 reported in semiannual statements required by Section 84200 of
13 the Government Code, quarterly campaign statements required
14 by Section 84200.3 of the Government Code, preelection statements
15 required by Section 84200.5 of the Government Code, and late
16 contribution reports required by Section 84203 of the Government
17 Code that are reported within 16 days of the election at which the
18 measure will appear on the ballot.

19 (iii) For purposes of determining the total amount of reported
20 contributions pursuant to this subparagraph, the Secretary of State
21 shall, to the extent practicable with respect to committees primarily
22 formed to support or oppose a ballot measure, do both of the
23 following:

24 (I) Ensure that transfers of funds between primarily formed
25 committees are not counted twice.

26 (II) Treat a contribution made to a primarily formed committee
27 that supports or opposes more than one state ballot measure as if
28 the total amount of that contribution was made for each state ballot
29 measure that the committee supports or opposes.

30 (B) The total amount of reported contributions calculated under
31 this paragraph for each state ballot measure shall be updated not
32 later than five business days after receipt of a semiannual
33 statement, quarterly campaign statement, or preelection statement
34 and not later than two business days after receipt of a late
35 contribution report within 16 days of the election at which the
36 measure will appear on the ballot.

37 (C) The total amount of reported contributions calculated under
38 this paragraph for each state ballot measure shall be accompanied
39 by an explanation that the contribution totals may be overstated
40 due to the inclusion of contributions made to committees supporting

1 *or opposing more than one state ballot measure, as required by*
2 *subclause (II) of clause (iii) of subparagraph (A).*

3 *(3) A current list of the top 10 contributors supporting and*
4 *opposing the ballot measure, if compiled by the Fair Political*
5 *Practices Commission pursuant to subdivision (e) of Section 84223*
6 *of the Government Code.*

7 *(4) (A) A list of each committee primarily formed to support*
8 *or oppose the ballot measure, as described in Section 82047.5 of*
9 *the Government Code, and a means to access information about*
10 *the sources of funding reported for each committee.*

11 *(B) Information about the sources of contributions shall be*
12 *updated as new information becomes available to the public*
13 *pursuant to the Political Reform Act of 1974 (Title 9 (commencing*
14 *with Section 81000) of the Government Code).*

15 *(C) If a committee identified in subparagraph (A) receives one*
16 *million dollars (\$1,000,000) or more in contributions for an*
17 *election, the Secretary of State shall provide a means to access*
18 *online information about the committee's top 10 contributors*
19 *reported to the Fair Political Practices Commission pursuant to*
20 *subdivision (a) of Section 84223 of the Government Code.*

21 *(D) Notwithstanding paragraph (1) of subdivision (c) of Section*
22 *84223 of the Government Code, the Fair Political Practices*
23 *Commission shall automatically provide any list of top 10*
24 *contributors created pursuant to Section 84223 of the Government*
25 *Code, and any subsequent updates to that list, to the Secretary of*
26 *State for purposes of compliance with this section.*

27 *(c) This section shall become operative on January 1 of the year*
28 *following the year in which the statewide Internet-based system*
29 *established pursuant to Section 84620 of the Government Code*
30 *becomes operational, as certified by the Secretary of State.*

31 SEC. 1.5. Section 9082.7 of the Elections Code is amended to
32 read:

33 9082.7. (a) The Secretary of State shall make available the
34 complete state ballot pamphlet over the Internet. The online ~~version~~
35 version of the state ballot pamphlet shall contain all of the
36 following:

37 (1) For each candidate listed in the pamphlet, a means to access
38 campaign contribution disclosure reports for the candidate that are
39 available online.

1 (2) For each state ballot measure listed in the pamphlet, a means
2 to access the consolidated information specified in subdivision
3 (b).

4 (b) The Secretary of State shall create an Internet Web site, or
5 use other available technology, to consolidate information about
6 each state ballot measure in a manner that is easy for voters to
7 access and understand. The information shall include all of the
8 following:

9 (1) A summary of the ballot measure's content.

10 (2) The total amount of reported contributions made in support
11 of and opposition to the ballot measure, calculated and updated as
12 follows:

13 (A) (i) The total amount of contributions in support of the ballot
14 measure shall be calculated by adding together the total amounts
15 of contributions made in support of the ballot measure and reported
16 in semiannual statements required by Section 84200 of the
17 Government Code, preelection statements required by Section
18 84200.5 of the Government Code, campaign statements required
19 by Section 84202.3 of the Government Code, and late contribution
20 reports required by Section 84203 of the Government Code; that
21 are reported within 16 days of the election at which the measure
22 will appear on the ballot.

23 (ii) The total amount of contributions in opposition to the ballot
24 measure shall be calculated by adding together the total amounts
25 of contributions made in opposition to the ballot measure and
26 reported in semiannual statements required by Section 84200 of
27 the Government Code, preelection statements required by Section
28 84200.5 of the Government Code, campaign statements required
29 by Section 84202.3 of the Government Code, and late contribution
30 reports required by Section 84203 of the Government Code; that
31 are reported within 16 days of the election at which the measure
32 will appear on the ballot.

33 (iii) For purposes of determining the total amount of reported
34 contributions pursuant to this subparagraph, the Secretary of State
35 shall, to the extent practicable with respect to committees primarily
36 formed to support or oppose a ballot measure, do both of the
37 following:

38 (I) Ensure that transfers of funds between primarily formed
39 committees are not counted twice.

1 (II) Treat a contribution made to a primarily formed committee
2 that supports or opposes more than one state ballot measure as if
3 the total amount of that contribution was made for each state ballot
4 measure that the committee supports or opposes.

5 (B) The total amount of reported contributions calculated under
6 this paragraph for each state ballot measure shall be updated not
7 later than five business days after receipt of a semiannual statement,
8 campaign statement, or preelection statement and not later than
9 two business days after receipt of a late contribution report within
10 16 days of the election at which the measure will appear on the
11 ballot.

12 (C) The total amount of reported contributions calculated under
13 this paragraph for each state ballot measure shall be accompanied
14 by an explanation that the contribution totals may be overstated
15 due to the inclusion of contributions made to committees
16 supporting or opposing more than one state ballot measure, as
17 required by subclause (II) of clause (iii) of subparagraph (A).

18 (3) A current list of the top 10 contributors supporting and
19 opposing the ballot measure, if compiled by the Fair Political
20 Practices Commission pursuant to subdivision (e) of Section 84223
21 of the Government Code.

22 (4) (A) A list of each committee primarily formed to support
23 or oppose the ballot measure, as described in Section 82047.5 of
24 the Government Code, and a means to access information about
25 the sources of funding reported for each committee.

26 (B) Information about the sources of contributions shall be
27 updated as new information becomes available to the public
28 pursuant to the Political Reform Act of 1974 (Title 9 (commencing
29 with Section 81000) of the Government Code).

30 (C) If a committee identified in subparagraph (A) receives one
31 million dollars (\$1,000,000) or more in contributions for an
32 election, the Secretary of State shall provide a means to access
33 online information about the committee's top 10 contributors
34 reported to the Fair Political Practices Commission pursuant to
35 subdivision (a) of Section 84223 of the Government Code.

36 (D) Notwithstanding paragraph (1) of subdivision (c) of Section
37 84223 of the Government Code, the Fair Political Practices
38 Commission shall automatically provide any list of top 10
39 contributors created pursuant to Section 84223 of the Government

1 Code, and any subsequent updates to that list, to the Secretary of
2 State for purposes of compliance with this section.

3 (5) Any other information deemed relevant by the Secretary of
4 State.

5 *SEC. 1.7. Section 9082.7 of the Elections Code is amended to*
6 *read:*

7 9082.7. (a) The Secretary of State shall ~~disseminate~~ *make*
8 *available* the complete state ballot pamphlet over the Internet. *The*
9 *online version of the state ballot pamphlet shall contain all of the*
10 *following:*

11 (1) *For each candidate listed in the pamphlet, a means to access*
12 *campaign contribution disclosure reports for the candidate that*
13 *are available online.*

14 (2) *For each state ballot measure listed in the pamphlet, a means*
15 *to access the consolidated information specified in subdivision*
16 *(b).*

17 (b) *The Secretary of State shall create an Internet Web site, or*
18 *use other available technology, to consolidate information about*
19 *each state ballot measure in a manner that is easy for voters to*
20 *access and understand. The information shall include all of the*
21 *following:*

22 (1) *A summary of the ballot measure's content.*

23 (2) *The total amount of reported contributions made in support*
24 *of and opposition to the ballot measure, calculated and updated*
25 *as follows:*

26 (A) (i) *The total amount of contributions in support of the ballot*
27 *measure shall be calculated by adding together the total amounts*
28 *of contributions made in support of the ballot measure and reported*
29 *in semiannual statements required by Section 84200 of the*
30 *Government Code, preelection statements required by Section*
31 *84200.5 of the Government Code, campaign statements required*
32 *by Section 84202.3 of the Government Code, and late contribution*
33 *reports required by Section 84203 of the Government Code that*
34 *are reported within 16 days of the election at which the measure*
35 *will appear on the ballot.*

36 (ii) *The total amount of contributions in opposition to the ballot*
37 *measure shall be calculated by adding together the total amounts*
38 *of contributions made in opposition to the ballot measure and*
39 *reported in semiannual statements required by Section 84200 of*
40 *the Government Code, preelection statements required by Section*

1 84200.5 of the Government Code, campaign statements required
2 by Section 84202.3 of the Government Code, and late contribution
3 reports required by Section 84203 of the Government Code that
4 are reported within 16 days of the election at which the measure
5 will appear on the ballot.

6 (iii) For purposes of determining the total amount of reported
7 contributions pursuant to this subparagraph, the Secretary of State
8 shall, to the extent practicable with respect to committees primarily
9 formed to support or oppose a ballot measure, do both of the
10 following:

11 (I) Ensure that transfers of funds between primarily formed
12 committees are not counted twice.

13 (II) Treat a contribution made to a primarily formed committee
14 that supports or opposes more than one state ballot measure as if
15 the total amount of that contribution was made for each state ballot
16 measure that the committee supports or opposes.

17 (B) The total amount of reported contributions calculated under
18 this paragraph for each state ballot measure shall be updated not
19 later than five business days after receipt of a semiannual
20 statement, campaign statement, or preelection statement and not
21 later than two business days after receipt of a late contribution
22 report within 16 days of the election at which the measure will
23 appear on the ballot.

24 (C) The total amount of reported contributions calculated under
25 this paragraph for each state ballot measure shall be accompanied
26 by an explanation that the contribution totals may be overstated
27 due to the inclusion of contributions made to committees supporting
28 or opposing more than one state ballot measure, as required by
29 subclause (II) of clause (iii) of subparagraph (A).

30 (3) A current list of the top 10 contributors supporting and
31 opposing the ballot measure, if compiled by the Fair Political
32 Practices Commission pursuant to subdivision (e) of Section 84223
33 of the Government Code.

34 (4) (A) A list of each committee primarily formed to support
35 or oppose the ballot measure, as described in Section 82047.5 of
36 the Government Code, and a means to access information about
37 the sources of funding reported for each committee.

38 (B) Information about the sources of contributions shall be
39 updated as new information becomes available to the public

1 pursuant to the Political Reform Act of 1974 (Title 9 (commencing
2 with Section 81000) of the Government Code).

3 (C) If a committee identified in subparagraph (A) receives one
4 million dollars (\$1,000,000) or more in contributions for an
5 election, the Secretary of State shall provide a means to access
6 online information about the committee's top 10 contributors
7 reported to the Fair Political Practices Commission pursuant to
8 subdivision (a) of Section 84223 of the Government Code.

9 (D) Notwithstanding paragraph (1) of subdivision (c) of Section
10 84223 of the Government Code, the Fair Political Practices
11 Commission shall automatically provide any list of top 10
12 contributors created pursuant to Section 84223 of the Government
13 Code, and any subsequent updates to that list, to the Secretary of
14 State for purposes of compliance with this section.

15 (5) Any other information deemed relevant by the Secretary of
16 State.

17 (c) This section shall remain in effect only until December 31
18 of the year in which the statewide Internet-based system established
19 pursuant to Section 84620 of the Government Code becomes
20 operational, as certified by the Secretary of State, and as of that
21 date is repealed.

22 SEC. 1.9. Section 9082.7 of the Elections Code is amended to
23 read:

24 9082.7. (a) The Secretary of State shall ~~disseminate~~ make
25 available the complete state ballot pamphlet over the Internet. The
26 online version of the state ballot pamphlet shall contain all of the
27 following:

28 (1) For each candidate listed in the pamphlet, a means to access
29 campaign contribution disclosure reports for the candidate that
30 are available online.

31 (2) For each state ballot measure listed in the pamphlet, a means
32 to access the consolidated information specified in subdivision
33 (b).

34 (b) The Secretary of State shall create an Internet Web site, or
35 use other available technology, to consolidate information about
36 each state ballot measure in a manner that is easy for voters to
37 access and understand. The information shall include all of the
38 following:

39 (1) A summary of the ballot measure's content.

1 (2) *The total amount of reported contributions made in support*
2 *of and opposition to the ballot measure, calculated and updated*
3 *as follows:*

4 (A) (i) *The total amount of contributions in support of the ballot*
5 *measure shall be calculated by adding together the total amounts*
6 *of contributions made in support of the ballot measure and reported*
7 *in semiannual statements required by Section 84200 of the*
8 *Government Code, quarterly campaign statements required by*
9 *Section 84200.3 of the Government Code, preelection statements*
10 *required by Section 84200.5 of the Government Code, and late*
11 *contribution reports required by Section 84203 of the Government*
12 *Code that are reported within 16 days of the election at which the*
13 *measure will appear on the ballot.*

14 (ii) *The total amount of contributions in opposition to the ballot*
15 *measure shall be calculated by adding together the total amounts*
16 *of contributions made in opposition to the ballot measure and*
17 *reported in semiannual statements required by Section 84200 of*
18 *the Government Code, quarterly campaign statements required*
19 *by Section 84200.3 of the Government Code, preelection statements*
20 *required by Section 84200.5 of the Government Code, and late*
21 *contribution reports required by Section 84203 of the Government*
22 *Code that are reported within 16 days of the election at which the*
23 *measure will appear on the ballot.*

24 (iii) *For purposes of determining the total amount of reported*
25 *contributions pursuant to this subparagraph, the Secretary of State*
26 *shall, to the extent practicable with respect to committees primarily*
27 *formed to support or oppose a ballot measure, do both of the*
28 *following:*

29 (I) *Ensure that transfers of funds between primarily formed*
30 *committees are not counted twice.*

31 (II) *Treat a contribution made to a primarily formed committee*
32 *that supports or opposes more than one state ballot measure as if*
33 *the total amount of that contribution was made for each state ballot*
34 *measure that the committee supports or opposes.*

35 (B) *The total amount of reported contributions calculated under*
36 *this paragraph for each state ballot measure shall be updated not*
37 *later than five business days after receipt of a semiannual*
38 *statement, quarterly campaign statement, or preelection statement*
39 *and not later than two business days after receipt of a late*

1 contribution report within 16 days of the election at which the
2 measure will appear on the ballot.

3 (C) The total amount of reported contributions calculated under
4 this paragraph for each state ballot measure shall be accompanied
5 by an explanation that the contribution totals may be overstated
6 due to the inclusion of contributions made to committees supporting
7 or opposing more than one state ballot measure, as required by
8 subclause (II) of clause (iii) of subparagraph (A).

9 (3) A current list of the top 10 contributors supporting and
10 opposing the ballot measure, if compiled by the Fair Political
11 Practices Commission pursuant to subdivision (e) of Section 84223
12 of the Government Code.

13 (4) (A) A list of each committee primarily formed to support
14 or oppose the ballot measure, as described in Section 82047.5 of
15 the Government Code, and a means to access information about
16 the sources of funding reported for each committee.

17 (B) Information about the sources of contributions shall be
18 updated as new information becomes available to the public
19 pursuant to the Political Reform Act of 1974 (Title 9 (commencing
20 with Section 81000) of the Government Code).

21 (C) If a committee identified in subparagraph (A) receives one
22 million dollars (\$1,000,000) or more in contributions for an
23 election, the Secretary of State shall provide a means to access
24 online information about the committee's top 10 contributors
25 reported to the Fair Political Practices Commission pursuant to
26 subdivision (a) of Section 84223 of the Government Code.

27 (D) Notwithstanding paragraph (1) of subdivision (c) of Section
28 84223 of the Government Code, the Fair Political Practices
29 Commission shall automatically provide any list of top 10
30 contributors created pursuant to Section 84223 of the Government
31 Code, and any subsequent updates to that list, to the Secretary of
32 State for purposes of compliance with this section.

33 (5) Any other information deemed relevant by the Secretary of
34 State.

35 (c) This section shall become operative on January 1 of the year
36 following the year in which the statewide Internet-based system
37 established pursuant to Section 84620 of the Government Code
38 becomes operational, as certified by the Secretary of State.

39 SEC. 2. Section 9086 of the Elections Code is amended to read:

1 9086. The ballot pamphlet shall contain as to each state measure
2 to be voted upon, the following, in the order set forth in this
3 section:

4 (a) (1) Upon the top portion of the first page, and not exceeding
5 one-third of the page, shall appear:

6 (A) Identification of the measure by number and title.

7 (B) The official summary prepared by the Attorney General.

8 (C) The total number of votes cast for and against the measure
9 in both the State Senate and Assembly, if the measure was passed
10 by the Legislature.

11 (2) The space in the title and summary that is used for an
12 explanatory table prepared pursuant to paragraph (2) of subdivision
13 (e) of Section 9087 and Section 88003 of the Government Code
14 shall not be included when measuring the amount of space the
15 information described in paragraph (1) has taken for purposes of
16 determining compliance with the restriction prohibiting the
17 information described in paragraph (1) from exceeding one-third
18 of the page.

19 (b) Beginning at the top of the right page shall appear the
20 analysis prepared by the Legislative Analyst, provided that the
21 analysis fits on a single page. If it does not fit on a single page,
22 the analysis shall begin on the lower portion of the first left page
23 and shall continue on subsequent pages until it is completed.

24 (c) Immediately below the analysis prepared by the Legislative
25 Analyst shall appear a printed statement that refers voters to the
26 Secretary of State's Internet Web site for a list of committees
27 primarily formed to support or oppose a ballot measure, and
28 information on how to access the committee's top 10 contributors.

29 (d) Arguments for and against the measure shall be placed on
30 the next left and right pages, respectively, following the final page
31 of the analysis of the Legislative Analyst. The rebuttals shall be
32 placed immediately below the arguments.

33 (e) If no argument against the measure has been submitted, the
34 argument for the measure shall appear on the right page facing the
35 analysis.

36 (f) The complete text of each measure shall appear at the back
37 of the pamphlet. The text of the measure shall contain the
38 provisions of the proposed measure and the existing provisions of
39 law repealed or revised by the measure. The provisions of the
40 proposed measure differing from the existing provisions of law

1 affected shall be distinguished in print, so as to facilitate
2 comparison.

3 (g) The following statement shall be printed at the bottom of
4 each page where arguments appear: “Arguments printed on this
5 page are the opinions of the authors, and have not been checked
6 for accuracy by any official agency.”

7 SEC. 3. Section 88002 of the Government Code is amended
8 to read:

9 88002. The ballot pamphlet shall contain as to each state
10 measure to be voted upon, the following in the order set forth in
11 this section:

12 (a) (1) Upon the top portion of the first page and not exceeding
13 one-third of the page shall appear:

14 (A) The identification of the measure by number and title.

15 (B) The official summary prepared by the Attorney General.

16 (C) The total number of votes cast for and against the measure
17 in both the State Senate and Assembly if the measure was passed
18 by the Legislature.

19 (2) The space in the title and summary that is used for an
20 explanatory table prepared pursuant to paragraph (2) of subdivision
21 (e) of Section 9087 of the Elections Code and Section 88003 shall
22 not be included when measuring the amount of space the
23 information described in paragraph (1) has taken for purposes of
24 determining compliance with the restriction prohibiting the
25 information described in paragraph (1) from exceeding one-third
26 of the page.

27 (b) Beginning at the top of the right page shall appear the
28 analysis prepared by the Legislative Analyst, provided that the
29 analysis fits on a single page. If it does not fit on a single page,
30 then the analysis shall begin on the lower portion of the first left
31 page and shall continue on subsequent pages until it is completed.

32 (c) Immediately below the analysis prepared by the Legislative
33 Analyst shall appear a printed statement that refers voters to the
34 Secretary of State’s Internet Web site for a list of committees
35 primarily formed to support or oppose a ballot measure, and
36 information on how to access the committee’s top 10 contributors.

37 (d) Arguments for and against the measure shall be placed on
38 the next left and right pages, respectively, following the page on
39 which the analysis of the Legislative Analyst ends. The rebuttals
40 shall be placed immediately below the arguments.

1 (e) If no argument against the measure has been submitted, the
2 argument for the measure shall appear on the right page facing the
3 analysis.

4 (f) The complete text of each measure shall appear at the back
5 of the pamphlet. The text of the measure shall contain the
6 provisions of the proposed measure and the existing provisions of
7 law repealed or revised by the measure. The provisions of the
8 proposed measure differing from the existing provisions of law
9 affected shall be distinguished in print, so as to facilitate
10 comparison.

11 (g) The following statement shall be printed at the bottom of
12 each page where arguments appear: “Arguments printed on this
13 page are the opinions of the authors and have not been checked
14 for accuracy by any official agency.”

15 *SEC. 4. Section 1.1 of this bill shall only become operative if*
16 *(1) both this bill and Senate Bill 1442 of the 2013–14 Regular*
17 *Session are enacted and become effective on or before January 1,*
18 *2015, (2) Senate Bill 1442 adds Section 84200.3 to the Government*
19 *Code, and (3) Senate Bill 1253 of the 2013–14 Regular Session is*
20 *not enacted or as enacted does not amend Section 9082.7 of the*
21 *Elections Code, in which case Sections 1, 1.5, 1.7, and 1.9 of this*
22 *bill shall not become operative.*

23 *SEC. 5. Section 1.3 of this bill shall only become operative if*
24 *(1) both this bill and Senate Bill 1442 of the 2013–14 Regular*
25 *Session are enacted and become effective on or before January 1,*
26 *2015, (2) Senate Bill 1442 adds Section 84200.3 to the Government*
27 *Code, (3) the condition specified in subdivision (c) of Section*
28 *9082.7 of the Elections Code as amended by Section 1.3 of this*
29 *bill is satisfied, and (4) Senate Bill 1253 of the 2013–14 Regular*
30 *Session is not enacted or as enacted does not amend Section 9082.7*
31 *of the Elections Code, in which case Sections 1, 1.5, 1.7, and 1.9*
32 *of this bill shall not become operative.*

33 ~~SEC. 4.~~

34 *SEC. 6. Section 1.5 of this bill incorporates amendments to*
35 *Section 9082.7 of the Elections Code proposed by both this bill*
36 *and Senate Bill 1253. It shall only become operative if (1) both*
37 *bills are enacted and become effective on or before January 1,*
38 *2015, (2) each bill amends Section 9082.7 of the Elections Code,*
39 *(3) Senate Bill 1442 of the 2013–14 Regular Session is not enacted*
40 *or as enacted does not add Section 84200.3 to the Government*

1 Code, and ~~(3)~~ (4) this bill is enacted after Senate Bill 1253, in
2 which case ~~Section~~ Sections 1, 1.1, 1.3, 1.7, and 1.9 of this bill
3 shall not become operative.

4 SEC. 7. Section 1.7 of this bill incorporates amendments to
5 Section 9082.7 of the Elections Code proposed by both this bill
6 and Senate Bill 1253. It shall only become operative if (1) both
7 bills are enacted and become effective on or before January 1,
8 2015, (2) each bill amends Section 9082.7 of the Elections Code,
9 (3) Senate Bill 1442 of the 2013–14 Regular Session is enacted
10 and as enacted adds Section 84200.3 to the Government Code,
11 and (4) this bill is enacted after Senate Bill 1253, in which case
12 Sections 1, 1.1, 1.3, and 1.5 of this bill shall not become operative.

13 SEC. 8. Section 1.9 of this bill incorporates amendments to
14 Section 9082.7 of the Elections Code proposed by both this bill
15 and Senate Bill 1253. It shall only become operative if (1) both
16 bills are enacted and become effective on or before January 1,
17 2015, (2) each bill amends Section 9082.7 of the Elections Code,
18 (3) Senate Bill 1442 of the 2013–14 Regular Session is enacted
19 and as enacted adds Section 84200.3 to the Government Code, (4)
20 the condition specified in subdivision (c) of Section 9082.7 of the
21 Elections Code as amended by Section 1.9 of this bill is satisfied,
22 and (5) this bill is enacted after Senate Bill 1253, in which case
23 Sections 1, 1.1, 1.3, and 1.5 of this bill shall not become operative.

24 ~~SEC. 5.~~

25 SEC. 9. The Legislature finds and declares that this act permits
26 or requires the inclusion of additional information in the ballot
27 pamphlet in accordance with Section 88007 of the Government
28 Code.